

REMARKS

In response to the Restriction Requirement dated June 2, 2009, the applicants hereby elect Species 1, including claims 1-17. This election is made with traverse.

The Restriction Requirement identified two species:

Species 1: claims 1—17; and

Species 2: claims 18—21.

According to Section 808.02 of the MPEP, the Examiner must explain why if restriction is not required, there would be a serious burden on the Examiner. The Office Action provides no reason whatsoever. Further, while these claims have been amended during prosecution, they were included with the original application. Claim 18 has undergone little amendment and has always recited tearing down a wireless data traffic channel used by the wireless transceiver unit in response to detecting that a power failure has occurred. In other words, these elements were not added to claim 18 by the last amendment and has been examined numerous times. Claim 19—21 depend from claim 18. Further, claims 1 and 9 have never recited the aforementioned claim elements of claim 18. Claims 2—8 depend from claim 1 and claims 10—17 depend from claim 9.

In view of the fact that claims 1—21 (which include only three independent claims) have been examined numerous times, additional examination of these claims would not present a serious burden and withdrawal of this Restriction Requirement is respectfully requested.

In view of the above election with traverse, applicants have not indicated the non-elected claims 18—21 as withdrawn.

No fee is believed due. If additional fees are believed necessary, the Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 04-0258 of Davis Wright Tremaine LLP.

If questions remain regarding this application, the Examiner is invited to contact the undersigned at (206) 757-8021.

Respectfully submitted,
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